The Mysore Gazette.

Vol. 40] PUBLISHED BY AUTHORITY. [No. 42.

BANGALORE, THURSDAY, OCTOBER 26, 1905.

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PART II.

Notifications by Govt. of India, Resident, Chief Court, &c.

JUDICIAL DEPARTMENT.

IN THE CHIEF COURT OF MYSORE AT BANGALORE.

CIVIL SIDE.

Rule of Practice No. 123, *dated* 17*th October* 1905.

Under Section 652 of the Code of Civil Procedure, the Chief Court directs that the following form of Judgment in original Civil suits be adopted by all the Civil Courts in supersession of that prescribed by Civil Rule of Practice No. 101, dated 24th June 1899 :—

O. S. No. of

In the Court of the of

Date on which judgment was pronounced

Present (name of the Presiding Judge)

Plaintiff *versus* *Defendant*

The suit was brought (state clearly but concisely the object of the suit and give an abstract of the pleadings).

NOTE.—*The abstract should be written by the Judge himself.*

The plaint was filed on (date) and the written statement filed or defence put in on (date)

The suit came on for settlement of issues on the (date)

The following issues were settled :—

The suit came on for final hearing on the (date)

The plaintiff examined the following witnesses :—

The following exhibits were filed by the plaintiff :—

The defendants examined the following witnesses :—

The following exhibits were filed by the defendant :—

NOTE—1. The names of witnesses should be given in the order in which they are examined.

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NOTE.—2. The nature of the exhibits filed must be set out, the corresponding English dates being given when the documents bear Vernacular dates.

3. All exhibits admitted in evidence should be at once marked with letters of the alphabet if filed by the plaintiff and with Roman numerals if filed by the defendant and initialled and dated by the Judge.

The Court will then proceed to discuss and determine separately each and every issue necessary for the disposal of the suit. The paragraphs of the judgment should be numbered.

Rule of Practice No. 124, *dated* 17*th October* 1905.

Under Section 652 of the Code of Civil Procedure, the Chief Court directs that the following form of Judgment in appeals be adopted in supersession of that prescribed by Rule of Practice No. 102, dated 24th June 1829.

Appeal No. of
In the Court of the of
Date of Judgment
Present (name of the Presiding Judge)

Appellant *versus* *Respondent*

The suit was brought (state clearly but concisely the object of the suit and give an abstract of the pleadings).

NOTE.—*The abstract should be written by the Judge himself.*

The issues were
The Court of First Instance passed a decree in favour of
The appeal was filed on (date). The grounds are :—

NOTE.—*If additional witnesses are examined or exhibits filed, enter here the names of witnesses in the order in which they are examined, and set out the nature of exhibits filed.*

Then proceed to discuss and determine separately each and every ground necessary for the disposal of the appeal. The paragraphs of the judgment should be numbered.

Rule of Practice No. 125, *dated* 17*th October* 1905.

The Chief Court directs that in Form No. 14, Civil (Form of Decree, Section 206, Civil Procedure Code), prescribed by Rule of Practice No. 110, dated 22nd May 1902, the words "The suit was filed on..... .." be inserted below the heading "Claim," and in Form No. 71, Civil (Form of Decree of Appellate Court), prescribed by the same Rule of Practice, the words "The appeal was filed on....." be inserted before the heading "Memorandum of appeal."

Rule of Practice No. 126, *dated* 17*th October* 1905.

The following rules in regard to the preservation and custody of records are issued in supersession of the Rules of Practice and Circular Letters noted on the margin, for the guidance of all Civil Courts.

No 6, dated 25th July 1878.
No. 43, dated 9th October 1882.
No. 44, dated 28th November 1882.
No. 49, dated 22nd August 1883.
C. L. No. 31, dated 7th April 1880.

1. There shall be one record room styled the Central Record Room for all the Civil Courts in each Division, under the charge of the Record-Keeper attached to the Principal Civil Court.

2. The Central Record-Keeper shall be held responsible for the safe custody and preservation of the records of all the Courts in the Division when they have been received in the Record Room.

3. The Record Room shall be used for no other purpose than for the preservation of the records, and shall be securely guarded and safe from intrusion.

4. The record rack in which the records are arranged shall be divided into compartments, over each of which shall be neatly written or printed the Court to which the records contained therein belong, the nature of the records and the year to which they belong.

5. The records shall not be tied up in cloth bundles, but shall be arranged in the compartments according to their date, each record being in book form. The records kept in the outlying Courts shall also be similarly arranged.

6. Before depositing the files in the compartments, the Central Record-Keeper shall see that the records have been arranged in accordance with the provisions of Rule of Practice No. 122, dated 25th September 1905, and append a note to that effect to each file signed by himself.

7. The Central Record-Keeper shall also see that the Court-fee labels in each file have been properly punched and shall himself punch the labels a second time, as directed by the orders of the Government of India, No. 1763, dated 24th July 1873.

8. In the Courts of the Subordinate Judges and Munsiffs, one clerk drawing not less than Rs. 20 a month is to be appointed Record-Keeper; the records of all completed cases shall be in his sole custody until they are sent to the Central Record Room.

9. The records shall be under lock and key, and the key shall never be out of the Record-Keeper's possession. The record of each case or proceeding shall contain a list (Ferist) of all the papers therein.

10. When the records of any case or proceeding are required by the munshis or clerks, they shall get them from the Record-Keeper, signing their names in a book kept for the purpose showing the number of the case or proceeding, and the name of the clerk or munshi taking the record, and the date of taking. Before signing the book it shall be the duty of the clerk or munshi to compare the papers in the records with the Ferist.

11. The records of current cases or proceedings shall be under the sole custody of the clerk or munshi who has charge of them.

12. No clerk or other subordinate officer of any Court shall carry any public record with him out of the Court-house, unless under the express sanction of the Judge, which should be given only when absolutely necessary, in the course of the discharge of his duty (such, *e.g.*, as when the clerk is appointed a Commissioner, etc.). Records taken out of the Record Room shall be kept securely locked every evening in the Court-house in the personal custody of the clerk responsible for them.

13. When each case or proceeding is completed, the record shall be handed over to the Record-Keeper. An entry of the same shall be made in the Record-Keeper's book and such entry shall be signed by the Record-Keeper.

Note.—Records given out to copyists or Court officials on pay of less than Rs. 15 should be taken back every evening before they leave the Court premises, and secured in the custody of the Record-Keeper or other responsible official.

14. At the beginning of the recess, all records in the hands of clerks or munshis shall be secured with the Record-Keeper.

15. Every clerk or munshi when proceeding on leave shall hand over to his substitute or to the Record-Keeper all records in his possession, taking a receipt therefor.

V. A. RAJARATNA MUDALIAR,
Registrar.

FOREST DEPARTMENT.

SANDALWOOD AUCTION SALE.

Notification dated 16th August 1905.

It is hereby notified for general information that the annual auction sales of sandalwood of the Mysore State will be held at the undermentioned places on the dates specified against each by the Deputy Commissioner or other officer deputed by the Deputy Commissioner and the Forest Officer of the District :—

District	Koti	Date of auction	Approximate quantity in tons	Remarks
Shimoga ...	Tirthahalli ...	14th November 1905	200	Includes Kadur District wood.
Do ...	Sagar ...	18th do ...	200	
Do ...	Shimoga ...	22nd do ...	370	Includes Chital-drug & Kadur District wood.
Kadur ...	Tarikere ...	25th do ...	150	
Do ...	Chikmagalur ...	28th do ...	350	
Hassan ...	Hassan ...	2nd December 1905	200	
Bangalore ...	Bangalore ...	6th do ...	130	Includes Kolar and Tumkur District wood.
Mysore ...	Seringapatam ...	9th do ...	250	
Do ...	Hunsur ...	12th do ...	450	
		Total ...	2,300	